IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

eppplication of:

Colin William FRANCIS

Serie No.:

Vo.: 10/525,898 February 25, 2005 Group No.: Examiner:

3673 S. Singh

For: A PIER

Mail Stop AF Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450 RESPONSE UNDER
37 C.F.R. 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP
3673

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AMENDMENT OR RESPONSE AFTER FINAL REJECTION-FIRST PAGE

In response to the final action of December 6, 2006 please amend the above

app	lication	as	fol	low	s:
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CERTIFICATION UNDER 37 C.F.R. 1.8(a) and 1.10*

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I hereby certify that, on the date shown below, this correspondence is being:

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37 C.F.R. 1.8(a)

37 C.F.R. 1.10*

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	TRANS transmitted by facsimile to the Patent and Tradema	SMISSION ark Office to (57		' y)
		Signat	ture	

Date: February 2, 2007

William R. Evans

(type or print name of person certifying)

*WARNING:

Each paper or fee filed by "Express Mail" must have the number of the "Express Mail" mailing label placed thereon prior to mailing. 37 C.F.R. 1.10(b).

"Since the filing of correspondence under § 1.10 without the Express Mail mailing label thereon is an oversight that can be avoided by the exercise of reasonable care, requests for waiver of this requirement will not be granted on petition." Notice of Oct. 24, 1996, 60 Fed. Reg. 56,439, at 56,442.

Practitioner's Docket No. U 015646-1

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Colin William FRANCIS

Serial No.:

10/525,898

Filed: February 25, 2005

For:

A PIER

Mail Stop AF **Commissioner for Patents**

P. O. Box 1450

Alexandria, VA 22313-1450

Group No.:

3673

Examiner:

S. Singh

RESPONSE UNDER 37 C.F.R. 1.116 EXPEDITED PROCEDURE **EXAMINING GROUP** 3673

NOTE: To take advantage of the expedited procedure the envelope in which this paper is mailed must be addressed as shown and must also be marked "Box AF" in the lower left hand corner. Alternatively, this paper can be hand carried to the particular Examining Group or other area of the Office in which the application is pending, in which case any envelope in which this paper is placed must be marked as in the bold type box above. Notice of Sept. 20, 1985 (1059 O.G. 19-20).

AMENDMENT OR RESPONSE AFTER FINAL REJECTION—TRANSMITTAL

CERTIFICATION UNDER 37 C.F.R. 1.8(a) and 1.10*

(When using Express Mail, the Express Mail label number is mandatory; Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

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37 C.F.R. 1.8(a)

37 C.F.R. 1.10*

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as "Express Mail Post Office to Address"

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TRANSMISSION

transmitted by facsimile to the Patent and Trademark Office. to (571)-273-8300

Signature

Date: February 2, 2007

William R. Evans

(type or print name of person certifying)

Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation. Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

1.	Transı	nsmitted herewith is an amendment after final rejection (37 C.F.R. 1.116) for this application.				
NOTE:	Statutor of the do the SSP	Response to Final Rejection—Avoiding Extension Fees "In patent applications wherein a three month Shortene Statutory Period (SSP) is set for response to a Final Rejection, the response would best be filed within two month of the date of the Office Action, If filed within two months, any Advisory Action mailed after the SSP expires will rese the SSP to expire on the date of the Advisory Action for extension fee purposes, but never more than six months from the date of the Final Rejection." Notice of Nov. 30, 1990 (1122 O.G. 571 to 591).				
_			STATUS			
2.	-	oplication is qualified	as		•	
	⊠	a small entity.				
		other than a small er	tity.			
3.		roceedings herein are for erm of up to six (6) mo	or a patent application and the provision on the provision the contract of the	ons of 37	7 C.F.R. 1.136 apply	
			EXTENSION OF TERM		·	
NOTE:		Supplemental Amendment f -35) states:	îled in response to a final office action, the No	otice of D	ecember 10, 1985 (1061	
		filing and/or entry of a No of the shortened statutor	been filed after a Final Office Action, an extent otice of Appeal or filing and/or entry of an addi y period unless the timely-filed response place y Notice of Appeal has been filed within the sho	tional ame	endment after expiration dication in condition for	
			mplete (a) or (b), as applicable)			
	(a)		etitions for an extension of time under F.R. 1.17(a)(1)-(4)) for the total numbe			
		Extension (months)	Fee for other than small entity		Fee for mall entity	
		one month	\$ 120.00	\$	60.00	
		two months	\$ 450.00	\$	225.00	
		three months	\$ 1,020.00	\$	510.00	
		four months	\$ 1,590.00	\$	795.00	
		five months	\$ 2,160.00	\$	1,080.00	
			Fee: \$			
If addit	tional ex	stension of time is requ	uired, please consider this a petition the	nerefor.		
		·	d complete the next item, if applicable,			
			months has already been secured educted from the total fee due for the to			
		Extension fe	e due with this request \$			

(b) Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

FEE FOR CLAIMS

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

				OTHER THAN					N A
(Col.1)			(Col. 2)	(Col. 3) SMALL ENTITY SMALL ENTITY					
	Claims	5					•		
	Remaini	ng	Highest No.						
	After	· ·	Previously Prese		resent Addit.				
	Amendm	ent	Paid For	Extra	Rate	Fee	OR	Rate	Addit Fee
Total	*	Minus	**	=	x \$ 25=	\$		x \$50 =	\$
Indep.	*	Minus	***	=	x \$100=	\$		x \$200=	\$
□ First	t Presentation	on of Mult	iple Dependen	t Claim	+ \$180 =	\$		+ \$360 =	\$
			·		Total	-	OR	Total	
					Addit. Fee	\$		Addit. Fee	\$

- * If the entry in Col. 1 is less than the entry in Col. 2, write "O" in Col. 3,
- ** If the "Highest No. Previously Paid For" IN THIS SPACE is less than 20, enter "20".

 If the "Highest No. Previously Paid For" IN THIS SPACE is less than 3, enter "3".
- The "Highest No. Previously Paid For" (Total or Indep.) is the highest number found in the appropriate box in Col. 1 of a prior amendment or the number of claims originally filed.

WARNING:

See 37 C.F.R. § 1.116.

FEE PAYMENT

5.	×	No additional fee is required.			
		OR			
		Total additional fee required is \$			
		Attached is a check in the sum of \$			
		Charge Account No the sum of \$ A duplicate of this transmittal is attached.			

FEE DEFICIENCY OR OVERPAYMENT

NOTE: Where there is a fee deficiency and there is no authorization to charge an account, additional fees are necessary to cover the additional time consumed in making up the original deficiency. If the maximum, six-month period has expired before the deficiency is noted and corrected, the application is held abandoned. In those instances where authorization to charge is included, processing delays are encountered in returning the papers to the PTO Finance Branch in order to apply these charges prior to action on the case. Authorization to charge the deposit account for any fee deficiency should be checked. See the Notice of April 7, 1986, (1065 O.G. 31-33).

6.

If any additional extension and/or fee is required, charge Account No. 12-0425

AND/OR

If any additional fee for claims is required, charge Account No. 12-0425

AND/OR

Refund any overpayment to Account No. 12-0425.

SIGNATURE OF PRACTITIONER

William R. Evans, 25858, (212) 708-1930

(type or print name of practitioner)

P.O. Address

c/o Ladas & Parry LLP 26 West 61st Street New York, N.Y. 10023

Reg. No.:

Tel. No.: ()

Customer No.:

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